

CHARTER OF THE CITY OF SAN DIEGO

Section 196

1. Original Charter section approved by voters April 7, 1931

Section 196. EIGHT HOUR LIMIT ON PUBLIC WORKS. The time of service of any laborer, workman, or mechanic employed upon any of the public works of the City, whether such work is done within or outside the limits of the City, and whether such work is done directly by the City or under contract or subcontract or any other arrangement whatsoever, is hereby limited and restricted to eight hours during any one calendar day and it shall be unlawful for any officer or agent of the City who directs or controls the work of any laborer, workman, or mechanic, employed as herein aforesaid, to require or permit such laborer, workman, or mechanic to labor more than eight hours during any one calendar day, except in cases of extraordinary emergency, caused by fire, flood, or danger to life or property or except to work upon public military or naval defenses or works in time of war, provided, however, that within thirty days after any employee is permitted to work over eight hours in one calendar day due to such an extraordinary emergency, the contractor doing the work, or his duly authorized agent, shall file with the officer or board awarding the contract a report, verified by his oath, setting forth the nature of said emergency, which report shall contain the name of said worker and the hours worked by him on the said day, and failure to file the said report within the said time shall be prima facie evidence that no extraordinary emergency existed. The contractor to whom such contract is awarded shall forfeit as a penalty to the City ten dollars for each laborer, workman or mechanic employed in the execution of the contract, or by virtue of the contract, by him, or by any subcontractor under him, upon any public work or upon any work herein mentioned, for each calendar day during which such laborer, workman or mechanic is required or permitted to labor more than eight hours in violation of the provisions of this Section, and the said officer or public body awarding the contract shall cause to be inserted in the contract a provision to this effect. If the work is being done directly by the City the officer directly in charge of the work shall file the said verified report covering any such extraordinary emergency with his superior officer or the officer or board which appointed him.

Repeal 09-17-1963; effective 02-11-1964.